

## **GOVERNMENT OF ANDHRA PRADESH**

### **A B S T R A C T**

PUBLIC SERVICES – CT Department – Zone IV – Kurnool Division – Sri N.Lakshmi Naik, DCTO, O/o DC(CT), Kurnool - Departmental Test passed after the period of probation - Re-fixing date of probation - Permission accorded - Orders - Issued.

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#### **REVENUE (CT.I) DEPARTMENT**

G.O.Rt.No. 1546

Dated:21.10.2013.

Read the following

1. Representation dated.24.08.2013 of 05.09.2011 of Sri N.Lakshmi Naik, DCTO, O/o DC(CT), Kurnool.
2. Govt. Memo No.35289/CT.I(2)/2013, dated.11.09.2013.
3. CCTs Ref No.DX(2)/824/2012, dated.10.09.2013.
4. The Addl.Secretary, APPSC Lr.No.1749/DTM/2001, dt.26.05.2011.

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#### **O R D E R:**

In the reference 1<sup>st</sup> read above, Sri N.Lakshmi Naik, DCTO, O/o DC(CT), Kurnool has filed a representation before the Govt., stating that he joined the CT Dept. on 17.02.2001 and has passed the last departmental test i.e. LF Audit Paper.IV in the month of September, 2006. Accordingly his probation was declared w.e.f. 10.09.2006 i.e., taking into consideration of date of passing of last departmental test and as a result his seniority in the cadre of ACTO in Chittoor Division of Zone IV was included in the panel year 2004-05 as against the panel year 2000-01. On account of this, his seniority in the cadre of ACTO was adversely affected by 3 years, resulting in several of his batchmates as per APPSC selection list and other rank promotee ACTOs became his seniors. Consequently his promotion as DCTO in Zone IV also got delayed and seniority in that cadre severely jeopardized his prospectives and therefore requested the Govt. to regularise his services in the cadre of ACTO right from the date of his joining as ACTO i.e. w.e.f. 17.02.2001 in Chittoor CT Division duly relaxing Rule 16(h) of the APS & SS Rules, 1996 as was done in other similar cases.

**2.** In the reference 2<sup>nd</sup> read above, the Commissioner of Commercial Taxes has reported that Sri N.Lakshmi Naik, was appointed as DR ACTO in the year 2001 and joined as ACTO on 17.02.2001 and his probation period was not declared in time due to not passing of departmental test i.e, Local Fund Audit Paper.IV which is one of the prescribed test for the post of ACTO. He passed the last departmental test in the month of September, 2006 and his services were regularised w.e.f. 11.09.2004 and his probation was declared w.e.f. 10.09.2006 i.e. by taking into consideration the date of passing of last departmental test and requested the Govt. to issue appropriate orders in the matter.

**(P.T.O)**

**:: 2 ::**

**3.** Government have examined the matter carefully and observe that Sri N.Lakshmi Naik, DR ACTO has passed the last departmental exam i.e. LF Audit Paper.IV in the month of April, 2007. As per APPSC schedule notification for departmental exam of Jan, 2006 session was issued by the APPSC on 10.04.2006 instead of Jan, 2006; with a delay of 3 months; exam was conducted on 11.09.2006, instead of May, 2006; with a delay of 4 months and results were published in April, 2007 instead of last Thursday of July, 2006 i.e. 27.07.2006; with a delay of 9 months from the scheduled period.

**4.** In the above circumstances, it is considered that the delay in passing the departmental test by the individual is not due to his fault but due to delay in conducting of departmental tests and publication of results by the APPSC. Hence it cannot be attributed to the individual. It is therefore decided to relax the provision of rule 16(h) of APS & SS Rules, 1996 in favour of the individual by invoking the powers of Govt. conferred under Rule 31 of APS & SS Rules, 1996.

**5.** Accordingly, under rule 31 of APS & SS Rules, 1996, Government hereby relax rule 16(h) of Andhra Pradesh State and Subordinate Service Rules, 1996 in favour of Sri N.Lakshmi Naik, DCTO, O/o DC(CT), Kurnool and accord permission to the Commissioner of Commercial Taxes, Hyderabad to refix the date of commencement of his probation in the cadre of ACTO in Zone IV of Kurnool Division as 28.07.2004 instead of 11.09.2004.

**6.** The Commissioner of Commercial Taxes, Hyderabad shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**S.P.SINGH  
PRINCIPAL SECRETARY TO GOVERNMENT**

To  
The Commissioner of Commercial Taxes, Hyderabad.  
Copy to: the individual through the Commissioner of Commercial Taxes.

**// FORWARDED BY ORDER //**

**SECTION OFFICER**